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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**  
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11 Dairyland Insurance Company,  
12 Plaintiff,

13 vs.

14 Chanel Fritchley; Susan Davis as Representative  
15 of the Estate of William Smith; Thomas  
16 Robinson; Ann David and Cecil David as heirs  
17 of decedent Ivan David; and Natalia Yeke, as  
Special Administrator of the Estate of Ivan  
David,

18 Defendants  
19


Case No.: 2:13-cv-01958-JAD-NJK

**Order Denying Motions Mooted by  
Filing of Amended Complaint  
[#13, 14]**

20 In this insurance coverage action, Defendants Chanel Fritchley, Ann David, Cecil David, and  
21 Natalia Yeke filed motions to dismiss Plaintiff's Second Amended Complaint. *See* Docs. 13, 14.  
22 Dairyland Insurance then filed a Third Amended Complaint, Doc. 20, superseding the Second  
23 Amended Complaint and mooted the pending motions to dismiss. *Lacey v. Maricopa Cnty.*, 693  
24 F.3d 896, 927 (9th Cir. 2012) ("An amended complaint supercedes the original complaint and  
25 renders it without legal effect."). Indeed, these defendants acknowledge the mooted effect of this  
26 amendment because they filed new motions to dismiss the Third Amended Complaint. *See* Docs 25,  
27 26.  
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1           Accordingly, **IT IS HEREBY ORDERED** that Defendants' Motions to Dismiss [**Docs. 13,**  
2 **14]** are **DENIED** as moot.

3           DATED: April 3, 2014.

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6 JENNIFER A. DORSEY  
7 UNITED STATES DISTRICT JUDGE  
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